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16          *Attorneys for Benchmark Electronics*

17           **UNITED STATES DISTRICT COURT**  
18           **NORTHERN DISTRICT OF CALIFORNIA**

19          *In re Capacitors Antitrust Litigation*

20           **Case No. 17-md-02801-JD**

21          This document relates to:

22          *Benchmark Electronics, Inc.; Benchmark  
23           Electronics Huntsville, Inc.; Benchmark  
24           Electronics Manufacturing Solutions  
25           (Moorpark), Inc.; Benchmark Electronics  
26           Manufacturing Solutions, Inc.; Benchmark  
27           Electronics Phoenix, Inc.; Benchmark  
28           Electronics Tijuana, S. de R.L. de C.V.; and  
29           Benchmark Electronics De Mexico S. de  
30           R.L. de C.V., Case No. 17-cv-7047*

31           **STIPULATION AND [PROPOSED]  
32           ORDER OF DISMISSAL**

1 Plaintiffs Benchmark Electronics, Inc., Benchmark Electronics Huntsville, Inc.,  
2 Benchmark Electronics Manufacturing Solutions (Moorpark), Inc., Benchmark Electronics  
3 Manufacturing Solutions, Inc., Benchmark Electronics Phoenix, Inc., Benchmark Electronics  
4 Tijuana, S. de R.L. de C.V. and Benchmark Electronics de Mexico S. de R.L. de C.V.,  
5 (collectively, "Benchmark") and Defendants Okaya Electric Industries Co., Ltd. and Okaya Electric  
6 America, Inc. (together "Okaya") pursuant to Rule 41(a)(2) of the Federal Rules of Civil  
7 Procedure hereby stipulate to the dismissal of the present action with prejudice and state as  
8 follows:

9 1. Benchmark and Okaya seek the dismissal of this action against Okaya with  
10 prejudice.

11 2. Benchmark and Okaya agree that each party shall bear its own costs and  
12 attorneys' fees in connection with these actions.

13 3. This stipulation does not affect the rights or claims of Benchmark against any  
14 other defendant or alleged co-conspirator in this litigation.

15 WHEREFORE, the parties respectfully request that this Court issue an Order of  
16 Dismissal against Okaya only.

17 **IT IS SO STIPULATED**

18 Dated: July 2, 2019

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21 /s/ Scott N. Wagner  
22 Robert W. Turken (admitted *pro hac vice*)  
23 Scott N. Wagner (admitted *pro hac vice*)  
24 Lori P. Lustrin (admitted *pro hac vice*)  
25 Shalia M. Sakona (admitted *pro hac vice*)  
26 Jerry R. Goldsmith (admitted *pro hac vice*)  
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31 /s/ Darrell Prescott  
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*Counsel for Defendants*  
*OKAYA ELECTRIC INDUSTRIES CO., LTD.*  
*and OKAYA ELECTRIC AMERICA, INC.*

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8 **ECF ATTESTATION**

9 I, Scott N. Wagner, an ECF User whose ID and Password are being used to file  
10 STIPULATION AND [PROPOSED] ORDER OF DISMISSAL.

11 In compliance with Civil Local Rule 5-1, I hereby attest that counsel for has concurred in  
12 this filing.

13

14 DATED: July 2, 2019

15 By: /s/ Scott N. Wagner  
16 Scott N. Wagner

1 PURSUANT TO STIPULATION, IT IS SO ORDERED.  
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Dated: July 18, 2019

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UNITED STATES DISTRICT JUDGE

